

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
BRYSON CITY DIVISION**

DAVID W. HAYES,
Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,
Defendant.

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CIVIL NO. 2:08CV17

ORDER

THIS MATTER is before the Court on the Consent Motion for Entry of Order Accepting Parties' Agreement on Attorney Fees. The parties agree to an award of legal fees in the amount of \$5,150.00 and reimbursement for costs of \$350.00 for the initial filing fee, provided this is the only petition filed by Plaintiff in this case under 28 U.S.C. § 2412(d).

IT IS, THEREFORE, ORDERED that the parties' Consent Motion for Entry of Order Accepting Parties' Agreement on Attorney Fees is **GRANTED**, and counsel for Plaintiff is awarded the sum of \$5,150.00 for attorney fees, and \$350.00 for the initial filing fee.

IT IS FURTHER ORDERED that no additional petition pursuant to 28 U.S.C. § 2412(d) shall be filed.

Signed: April 16, 2009



Lacy H. Thornburg
United States District Judge

